

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SCOTT JOHNSON,
Plaintiff,

v.

BENJAMIN JEAN RUIZ,
Defendant.

Case No. [22-cv-00802-SI](#)

**ORDER TO SHOW CAUSE WHY
COURT SHOULD NOT DECLINE
SUPPLEMENTAL JURISDICTION
OVER UNRUH ACT CLAIM**

This case was filed on February 8, 2022, against defendant Benjamin Jean Ruiz. Ruiz failed to respond to the complaint, and Johnson moved for entry of default on June 7, 2022. The Clerk declined entry of default due to the insufficiency of the motion. Johnson again moved for entry of default, and the Clerk entered default on June 15, 2022. Johnson has moved for default judgment, and that motion is scheduled for a hearing on October 7, 2022.

The Court *sua sponte* takes judicial notice of the fact that Johnson is a high-frequency plaintiff who resides in the Eastern District of California. **Plaintiff is ORDERED TO SHOW CAUSE in writing by 3 p.m. on October 3, 2022, why the Court should not decline to exercise supplemental jurisdiction over Johnson's state-law Unruh Act claim for the reasons stated in *Vo v. Choi*, No. 20-55737, slip op. at 11-16 (9th Cir. Sept. 21, 2022) (affirming district court's declination of supplemental jurisdiction over Unruh Act claim after entry of default but prior to default judgment); see also *Arroyo v. Rosas*, 19 F.4th 1202, 1213-16 (9th Cir. 2021).**

IT IS SO ORDERED.

Dated: September 26, 2022



SUSAN ILLSTON
United States District Judge